

**Maine Revised Statutes**  
**Title 38: WATERS AND NAVIGATION**  
**Chapter 16-D: TOXIC CHEMICALS IN CHILDREN'S PRODUCTS**

**§1694. IDENTIFICATION OF PRIORITY CHEMICALS**

Effective July 1, 2012, a chemical is eligible for designation as a priority chemical only if that chemical has been identified and listed as a chemical of high concern pursuant to section 1693-A. [2011, c. 319, §5 (NEW).]

**1. Criteria.** The commissioner may designate a chemical of high concern as a priority chemical if the commissioner finds, in concurrence with the Department of Health and Human Services, Maine Center for Disease Control and Prevention:

A. The chemical has been found through biomonitoring to be present in human blood, including umbilical cord blood, breast milk, urine or other bodily tissues or fluids; [2007, c. 643, §2 (NEW).]

B. The chemical has been found through sampling and analysis to be present in household dust, indoor air or drinking water or elsewhere in the home environment; or [2011, c. 319, §5 (AMD).]

C. [2011, c. 319, §5 (RP).]

D. The chemical is present in a consumer product used or present in the home. [2011, c. 319, §5 (AMD).]

E. [2011, c. 319, §5 (RP).]

F. [2011, c. 319, §5 (RP).]

[2011, c. 319, §5 (AMD).]

**2. Designation.** The commissioner shall designate at least 2 priority chemicals by January 1, 2011. The commissioner may designate additional priority chemicals if the commissioner finds that the chemicals meet one of the criteria listed in subsection 1.

[2011, c. 319, §5 (AMD).]

The commissioner shall adopt rules to implement the provisions of this section. Rules adopted pursuant to this section are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A. [2007, c. 643, §2 (NEW).]

**SECTION HISTORY**

2007, c. 643, §2 (NEW). 2011, c. 319, §5 (AMD).

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